UNITED STATES DISTRICT COURT

Dist	rict of	Delaware			
LEMON BAY PARTNERS, LLP					
v.					
BRUCE L. HAMMONDS, KENNETH A.	graphy grap agrap of	ONG DALL COURT CASE			
VECCHIONE, RICHARD K. STRUTHERS, JOHN	R. SUMM(ONS IN A CIVIL CASE			
COCHRAN, III, LANCE L. WEAVER, CHARLES					
KRULAK, MICHAEL G. RHODES, JOHN W.	0.				
SCHEFLEN, JAMES H. BERICK, MARY M. BOIES CASE NUMBER: 05-Civ-327-GMS					
BENJAMIN R. CIVILETTI, WILLIAM L. JEWS,	CASE NUMBER:	05-Civ-327-GMS			
•					
RANDOLPH D. LERNER, STUART L.	٨				
MARKOWITZ, WILLIAM B. MILSTEAD, LAUR	A				
S. UNGER and THOMAS G. MURDOUGH,					
and					
MBNA CORP., Nominal Defendant					
TO: (Name and address of Defendant)					
James H. Berick					
c/o Rick Pepperman					
Sullivan & Cromwell LLP 125 Broad Street New York, New York 10004-2498					
			YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)		
			Robert R. Davis		
Chimicles & Tikellis LLP					
One Rodney Square					
P.O. Box 1035					
Wilmington, DE 19899					
Willington, DL 17077					
an answer to the complaint which is served on you with t	his summons, within	ZO days after service			
of this summons on you, exclusive of the day of service. I	f you fail to do so, judgr				
for the relief demanded in the complaint. Any answer th	at you serve on the par	ties to this action must be filed with the			
Clerk of this Court within a reasonable period of time after service.					
neren T Naira	••	ii o M coor			
PETER T. DALLEO	Jl	JL 2 7 2005			
CLERK	DATE				
Evette Wetron					
(By) DEPUTY CLERK					

SAO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽ⁱ⁾ July 28, 2005		
NAME OF SERVER (PRINT) TITLE		
Danny P. Randolph, Jr. Process Server		
Check one box below to indicate appropriate method of service		
☐ Served personally upon the defendant. Place where served:		
Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.		
Name of person with whom the summons and complaint were left:		
□ Returned unexecuted:		
XX _{Other (specify):} Served: James H. Berick. Served by mail to party's agentick Pepperman, 125 Broad Street, New York, New York, 10004-249		
per agreement.		
STATEMENT OF SERVICE FEES		
TRAVEL SERVICES TOTAL		
DECLARATION OF SERVER		
Executed on T-28-05 Date Signature of Service Fees is true and correct. Executed on T-28-05 Date Signature of Service Chimicles & Tikellis LLP One Rodney Square Wilmington, DE 19801 Address of Server		

⁽¹⁾ As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.